



LIH-14

#5
J. Douglas
8/28/03

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicants : Linda I. Hoffberg-Borghesani, et al.
Serial No. : 09/497,071
Filed : February 2, 2000
For : ADAPTIVE PATTERN RECOGNITION BASED
CONTROL SYSTEM AND METHOD
Group Art Unit : 2711

RECEIVED
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Technology Center 2600

July 18, 2003

Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

COMMUNICATION

Sir:

It appears that the undersigned may have unintentionally violated the Rules of Practice before the United States Patent and Trademark Office in the above-identified application, in particular aspects of 37 C.F.R. 1.607(c).

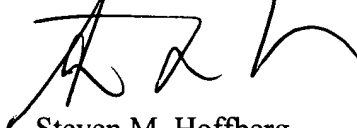
The present application includes claims which were copied from US 5,867,226, and indeed a copy of this patent (alone) was provided with the application. However, no formal statement under 37 C.F.R. 1.607 accompanied the application. It was believed at that time that 37 C.F.R. 1.607(c) did not require any special paper, since the patent from which the claims were copied was identified, as required, and listed in an IDS. Due to the lapse of time, it is apparent that the implicit request for interference was not noted.

Applicants therefore seek to formally comply with 37 C.F.R. 1.607, and state:

- (1) that an interference is proposed in view of US 5,867,226;
- (2) that claims 155-160 define the counts;
- (3) that the counts correspond to claims 1-6 of US 5,867,226;
- (4) that claims 155-160 correspond to the counts;
- (5) that the claims are originally presented in the application, and therefore the terms of the disclosure need not be applied in accordance with 37 C.F.R. 1.607(a)(5)(ii);
- (6) that the copied claims were presented within one year of the issuance of US 5,867,226, on February 2, 2000.

Proceedings in accordance with 37 C.F.R. 1.607(b) are respectfully requested.

Respectfully Submitted,

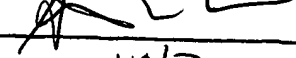


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